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In re Application of :
Richard Bourdages :
Application No. 09/904,044 :
Filed: July 12, 2001 :
Attorney Docket No. 11002-0020 :

JAN 30 2004

OFFICE OF PETITIONS

This is a decision in response to the petition under 37 CFR 1.137(b), filed January 12, 2004, to revive the above-identified application.

This Petition is hereby granted.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action, mailed July 8, 2002. The Office action set a three (3) month period for reply, and provided for extensions of time under 37 CFR 1.136(a)¹. No reply having been received, the application became abandoned on October 9, 2002. A Notice of Abandonment was mailed on April 22, 2003.

With the instant petition, Petitioner has satisfied the requirements of a grantable petition under 37 CFR 1.137(b). An Amendment in response to the July 8, 2002 Office action is filed with the instant petition. Accordingly, the petition is granted.

This application is being forwarded to Technology Center Art Unit 1762 for processing of the Amendment, filed January 12, 2004, in due course.

Telephone inquiries concerning this matter should be directed to the undersigned at (703) 305-0014.

Derek L. Woods
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Petitions Attorney
Office of Petitions

¹ Because the Office action reply period is set by statute, the maximum extendable period for reply was six (6) months (three (3) months to reply to the Notice, and a maximum of three (3) months of extensions of time). Thereafter, extensions of time were no longer available and the application became abandoned. Accordingly, a refund of the extension of time fees, \$475.00, has been credited to Petitioner's deposit account as authorized in the instant petition.